

ENFORCEMENT REPORT TO THE COMMISSION FOR SEPTEMBER 1994
NOVEMBER 30, 1994

PROGRAMS	FORMAL ACTIONS INITIATED BY EDR/PETITION, DRAFT ORDER FOR EXPEDITED CASES, OR NOTICE LETTER OF FORMAL ADMIN. PENALTY ACTION		AGREED ORDERS ADOPTED BY THE COMMISSION (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION)		ADMINISTRATIVE PENALTIES ASSESSED, DEFERRED, TOTAL PENALTY DUE GENERAL REVENUE, AND DOLLAR AMOUNT DEDICATED TO SUPPLEMENTAL ENVIRONMENTAL PROJECTS (SEPs) IN ORDERS ISSUED (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION) ¹			
	Month	FY	Month	FY	ASSESSED	DEFERRED	TOTAL PENALTY DUE GENERAL REVENUE	SEPs
AIR	10	10	17	17	\$101,000	\$0	\$101,000	\$0
AGRICULTURE	0	0	1	1	\$23,100	\$10,100	\$13,000	\$0
INDUSTRIAL AND HAZARDOUS WASTE	8	8	2	2	\$32,639	\$18,600	\$14,039	\$0
MUNICIPAL SOLID WASTE	3	3	0	0	\$0	\$0	\$0	\$0
PETROLEUM STORAGE TANKS	8	8	25	25	\$15,000	\$0	\$15,000	\$0
WATERSHED MANAGEMENT	13	13	5	5	\$30,500	\$5,690	\$24,810	\$0
WATER UTILITIES	0	0	1	1	\$47,530	\$7,900	\$39,630	\$0
TOTALS	42	42	51	51	\$249,769	\$42,290	\$207,479	\$0

¹ All penalty amounts are fiscal year totals only through the month of September, 1994.

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PROGRAMS	NOTICES OF VIOLATION (NOVS) ISSUED BY CENTRAL OFFICE		NOVS ISSUED BY FIELD OPERATIONS		CASES RESOLVED INFORMALLY - COMPLIANCE ACHIEVED THRU CENTRAL OFFICE ACTION WITHOUT ISSUANCE OF AN AGENCY ORDER		CASES RESOLVED FORMALLY - FULL PHYSICAL COMPLIANCE ACHIEVED THRU ISSUANCE OF AN AGENCY ORDER & COMPLIANCE WITH ALL THE TERMS OF THAT ORDER.		CASES BEING DEVELOPED IN ENFORCEMENT PROGRAMS ²	CASES BEING TRACKED FOR COMPLIANCE ³
	Month	FY	Month	FY	Month	FY	Month	FY	Total	Total
AIR	N/A ⁴	N/A	177	177	13	13	17	17	471	936
AGRICULTURE	0	0	0	0	0	0	0	0	2	21
INDUSTRIAL AND HAZARDOUS WASTE	10	10	0	0	10	10	5	5	145	195
MUNICIPAL SOLID WASTE	12	12	65	65	4	4	1	1	22	145
PETROLEUM STORAGE TANKS	18	18	N/AV ⁵	N/AV	20	20	1	1	286	129
WATERSHED MANAGEMENT	13	13	11	11	17	17	7	7	310	208
WATER UTILITIES	596	596	N/AV	N/AV	0	0	3	3	300	722
TOTALS	649	649	253	253	64	64	34	34	1,536	2,356

² Cases which the enforcement programs in Central Office are working on in which agency action has not been filed yet. Agency action includes, orders issued, NOVs for those cases in which a formal action is not being pursued, corrective action directives, bilateral compliance agreements, or any other action which directs a facility to take action to achieve compliance within a specified period of time.

³ Includes all cases which the enforcement programs are tracking for compliance once an agency action (as defined in footnote 2) is finalized.

⁴ N/A = Not Applicable.

⁵ N/AV = Not Available - The numbers for September, 1994, will be included in the fiscal year total for next month's enforcement report.

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PROGRAMS	ENFORCEMENT CASES BEING NEGOTIATED OR LITIGATED BY THE LEGAL DIVISION ⁶		CASES PENDING AT THE OFFICE OF THE ATTORNEY GENERAL ⁷	ATTORNEY GENERAL CASES RESULTING IN JUDGMENTS ⁸		CASES CONSIDERED BACKLOGGED IN PROGRAMS	CASES REFERRED FROM THE REGIONAL OFFICES OR CENTRAL OFFICE FOR ENFORCEMENT ACTION BY CENTRAL OFFICE STAFF	
	Total	Backlog	Total	Month	FY	Total	Month	FY
AIR	434	20	48	0	0	16	10	10
AGRICULTURE	5	3	2	0	0	0	0	0
INDUSTRIAL AND HAZARDOUS WASTE	137	24	61	0	0	65	12	12
MUNICIPAL SOLID WASTE	35	2	40	2	2	31	11	11
PETROLEUM STORAGE TANKS	16	4	6	0	0	201	8	8
WATERSHED MANAGEMENT	69	4	14	0	0	3	53	53 ⁹
WATER UTILITIES	52	1	187	4	4	0	16	16
TOTALS	748	58	358	6	6	316	110	110

⁶ Describes those cases in which Legal has become involved or taken the lead and may be duplicative of case numbers reported in the Cases Being Developed In Enforcement Programs category. This number also includes cases pending at the OHE.

⁷ AG actions typically take from 6 months to 5 years from the date of referral to final judgment.

⁸ These numbers are obtained from the Attorney General's Office

⁹ 52 of these cases are actually Mandatory Enforcement Hearing cases determined by review of self reporting data in the Central Office.